THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :4185 of 2006

DATED:23-02-2007

BETWEEN:

K.Manjula Devi.

.....
PETITIONER

AND

The Superintendent of Police,
Chittoor,
Chittoor District & another.

.....RESPONDENTS

ORDER:

Heard the learned counsel for the petitioner as well as the learned Government Pleader for Home appearing for the respondents.

2. Petitioner seeks a writ of mandamus declaring the action of the 2nd respondent-Station House Officer, Vayalpad police station, Chittoor District, in not undertaking arrest of the accused and not investigating into Cr.No.14 of 2006, as illegal, and violative of the provisions of the Code of Criminal Procedure, 1973.

3. Counter has been filed stating that after registering the said crime on 12-02-2006, A1 was arrested on 14-02-2006; A2 and A8 were arrested on 14-03-2006, sent for judicial custody and were enlarged on bail subsequently. Thereafter A3, A4, A5, A6, A9 and A10 surrendered themselves before the II Additional Sessions Judge, Chittoor, at Madanapelle and they were also enlarged on bail. It is stated that investigation has been completed and as no evidence is established against A11 and A2 their names were deleted from the charge sheet and against the other accused charge sheet was filed for the offence under Section 498-A IPC on the file of the Judicial First Class Magistrate, Vayalpad of Chittoor District on 30-03-2006 and the same was taken on file on 17-02-

2007 vide C.C.No.13 of 2007.

4. In view of the aforesaid facts and circumstances no further orders are required to be passed in this Writ Petition. Accordingly, writ Petition is closed. No order as to costs.

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V.ESWARAIAH,J

23rd February, 2007.
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